IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS MARSHALL DIVISION

ROCKSTAR CONSORTIUM US LP AND NETSTAR TECHNOLOGIES LLC,

Plaintiffs,

Case No. 2:13-cv-00893-JRG-RSP

v.

GOOGLE INC.,

Defendant.

UNOPPOSED MOTION TO STAY ALL DEADLINES AND NOTICE OF SETTLEMENT

Pursuant to the Court's June 3, 2014 Standing Order regarding notification of settlements, Plaintiffs report that on November 12, 2014 a binding Term Sheet was executed that settles, in principle, all matters in controversy between the parties. Accordingly, Plaintiffs Rockstar Consortium US LP and NetStar Technologies LLC ("Rockstar"), pursuant to the terms of the Term Sheet, request that the Court order that the deadlines in case be stayed 45 days, until December 29, 2014, while the Term Sheet is reduced to a definitive agreement. This period (45 days from the Term Sheet) is necessary due to the complexity of the transaction and the number of additional parties whose claims are concurrently being resolved. Google does not oppose this request. Rockstar does not believe that the trial date should be moved at this point. Google believes that, given the current trial date and the remaining schedule, the requested stay would make the current trial date not practicable. (See e.g. Dkt., 266.) Thus, it is Google's position that, should the stay be granted, all remaining dates, including the trial date in this action, should be either vacated, or moved 45 days.

DATED: November 17, 2014 Respectfully submitted,

By: /s/ Justin A. Nelson

Max L. Tribble, Jr. – Lead Counsel State Bar No. 20213950 Alexander L. Kaplan, State Bar No. 24046185 John P. Lahad, State Bar No. 24068095 Shawn Blackburn, State Bar No. 24089989 SUSMAN GODFREY L.L.P. 1000 Louisiana Street, Suite 5100

Houston, Texas 77002
Telephone: (713) 651-9366
Facsimile: (713) 654-6666
mtribble@susmangodfrey.com
akaplan@susmangodfrey.com
jlahad@susmangodfrey.com
sblackburn@susmangodfrey.com

Justin A. Nelson, State Bar No. 24034766 Parker C. Folse, III, WA State Bar No. 24895 SUSMAN GODFREY L.L.P. 1201 Third Ave. Suite 3800

Seattle, Washington 98101 Telephone: (206) 516-3880 Facsimile: (206) 516-3883 jnelson@susmangodfrey.com pfolse@susmangodfrey.com

Amanda K. Bonn, CA State Bar No. 270891

Meng Xi, CA State Bar No. 280099

SUSMAN GODFREY L.L.P.

1901 Avenue of the Stars, Suite 950

Los Angeles, CA 90067-6029 Telephone: (310) 789-3100 Facsimile: (310) 789-3150 <u>abonn@susmangodfrey.com</u> <u>mxi@susmangodfrey.com</u>

T. John Ward, Jr., State Bar No. 00794818 Claire Abernathy Henry, State Bar No. 24053063

WARD & SMITH LAW FIRM

P.O. Box 1231

Longview, TX 75606-1231 Telephone: (903) 757-6400 Facsimile: (903) 757-2323

jw@wsfirm.com claire@wsfirm.com

S. Calvin Capshaw, State Bar No. 03783900 Elizabeth L. DeRieux, State Bar No. 05770585 D. Jeffrey Rambin, State Bar No. 00791478 **CAPSHAW DERIEUX, LLP** 114 E. Commerce Ave.

Gladewater, TX 75647 Telephone: (903) 236-9800 Facsimile: (903) 236-8787 ccapshaw@capshawlaw.com ederieux@capshawlaw.com jrambin@capshawlaw.com

Attorneys for Rockstar Consortium US LP and NetStar Technologies LLC

CERTIFICATE OF CONFERENCE

I hereby certify that the parties have met and conferred on the 17th day of November, 2014 and counsel for Defendants are unopposed as to the disposition of the matters raised in this motion.

/s/ Justin A. Nelson

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record, who are deemed to have consented to electronic service are being served this 17th day of November, 2014 with a copy of this document via the Court's CM/ECF system per Local Rule CD-5(a)(3).

/s/ Justin A. Nelson